

Applicants : William C. Olson and Paul J. Maddon
U.S. Serial No. : 09/464,902
Filed : December 16, 1999
Page 3

Amendments to the Drawings

Please replace Figure 4 with replacement Figure 4 attached hereto as **Exhibit B.**

Applicants : William C. Olson and Paul J. Maddon
U.S. Serial No. : 09/464,902
Filed : December 16, 1999
Page 10

REMARKS

Claims 110-137 were pending in the subject application. By this Amendment, applicants have amended claims 110, 112, 116-124, 127-130, and 133-137 to more specifically define their invention. Applicants maintain that these amendments are fully supported by the specification as filed, and therefore do not raise any issue of new matter. Applicants note that all the amendments are consistent with amendments suggested by the Examiner. Applicants respectfully request that the Examiner enter this Amendment. Upon entry of this Amendment, claims 110-137, as amended, will be pending and under examination and the subject matter recited in claims 110-137 will be allowable.

Objections to the Drawings

The Examiner objected to the Figure 4 in the subject application because a sequence identifier is not provided for the sequences disclosed in Figure 4, and the markings in Figure 4 are difficult to distinguish. Accordingly, the Examiner stated that a corrected drawing sheet in compliance with 37 C.F.R. §1.121(d) is required.

In response, applicants note that a replacement drawing sheet amended in the manner suggested by the Examiner is attached hereto as **Exhibit B**. Accordingly, applicants respectfully request that this ground of objection be withdrawn.

Objection to the Abstract

The Examiner objected to the Abstract of the subject application due to the inclusion of legal phraseology and undue length.

Applicants : William C. Olson and Paul J. Maddon
U.S. Serial No. : 09/464,902
Filed : December 16, 1999
Page 11

In response, applicants note that a replacement page 60 which contains the Abstract amended in the manner suggested by the Examiner is attached hereto as **Exhibit A**. Accordingly, applicants respectfully request that this ground of objection be withdrawn.

Rejections under 35 U.S.C. §112, Second Paragraph

The Examiner rejected claims 110-137 under 35 U.S.C. §112, second paragraph, as allegedly indefinite for failing to particularly point out and distinctly claim the subject matter which applicants regard as their invention. Specifically, the Examiner stated that the claims are indefinite because of the following recitation: "wherein the polypeptide in combination with a polypeptide comprising a light chain of an anti-CCR5 antibody or a portion thereof containing three CDR regions". The Examiner stated that the claims do not clearly set forth a distinction between the first and second polypeptide. Additionally, the Examiner stated that the claims are rendered indefinite by the following recitation: "wherein the CDR regions comprise consecutive amino acids the sequences of which are identical to the sequences of CDR regions". Finally, the Examiner stated that claims 124 and 137 recite "each encoded polypeptide" in line 2 of each claim which lacks proper antecedent basis.

In response, applicants note that claims 110, 112, 116-124, 127-130, and 133-137 have been amended to more clearly recite the claimed invention. Accordingly, applicants maintain that as amended, pending claims 110-137 comply with the requirements of 35 U.S.C. §112, second paragraph, and respectfully request that this ground of rejection be withdrawn.

Applicants : William C. Olson and Paul J. Maddon
U.S. Serial No. : 09/464,902
Filed : December 16, 1999
Page 12

Conclusion

On page 6 of the April 19, 2006 Office Action, item 10, the Examiner stated that a response properly addressing the objections and rejection presented therein would render the subject matter recited in claims 110-137 allowable as the subject matter recited in claims 110-137 is free of the prior art. In view of the remarks and amendments presented hereinabove, all of which are consistent with the Examiner's suggestions, applicants maintain that the claims, as amended, are in condition for allowance. Accordingly, applicants request allowance of the claims now pending in the subject application.

If a telephone interview would be of assistance in advancing prosecution of the subject application, applicants' undersigned attorney invites the Examiner to telephone him at the number provided below.